

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 95-2428

HARRY G. NEMEC; ELIZABETH H. NEMEC,

Plaintiffs - Appellants,

versus

JESSE MORLEY, JR., Salesman #13477, Lowe's Home Center, Incorporated; JAMES REIKERT, Salesman #44306, Lowe's Home Center, Incorporated; JOHN ACHENG, Manager, Lowe's Corporate Headquarters; GLENN A. WILSON, Technical Services, Hoover Wood Products; JOSEPH DOZIER, Vice President, Hoover Wood Products; ALLEN HORNE, Champion International Corporation, Forest Products; GARY BROUGHTON, Champion International Corporation, Forest Products; GARY YOUNG, Champion International Corporation, Forest Products; SHERI ELDRIDGE, Champion International Corporation, Forest Products; ALAN JONES, Champion International Corporation, Forest Products,

Defendants - Appellees.

Appeal from the United States District Court for the Eastern District of Virginia, at Norfolk. Richard B. Kellam, Senior District Judge. (CA-95-407-2)

Submitted: April 15, 1996

Decided: April 22, 1996

Before ERVIN and MOTZ, Circuit Judges, and CHAPMAN, Senior Circuit Judge.

Affirmed by unpublished per curiam opinion.

Harry G. Nemec, Elizabeth H. Nemec, Appellants Pro Se. Colleen Treacy Dickerson, HEILIG, MCKENRY, FRAIM & LOLLAR, Norfolk, Virginia; Heather Ann Mullen, WILLIAMS, KELLY & GREER, Norfolk, Virginia; Thomas Brian Kelly, WRIGHT, ROBINSON, MCCAMMON, OSTHIMER & TATUM, Virginia Beach, Virginia, for Appellees.

Unpublished opinions are not binding precedent in this circuit. See Local Rule 36(c).

PER CURIAM:

Appellants appeal from the district court's order dismissing their diversity action for lack of subject matter jurisdiction after finding that they failed to establish that the amount in controversy exceeded \$50,000. 28 U.S.C. § 1332 (1988). We have reviewed the record and the district court's opinion and find no reversible error. Accordingly, we affirm on the reasoning of the district court. Nemec v. Morley, No. CA-95-407-2 (E.D. Va. June 20, 1995). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

AFFIRMED